

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

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Commissioner for Patents
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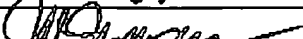
| | |
|------------------------|-------------------|
| Application No. | 09/764,810 |
| Filing Date | January 16, 2001 |
| First Named Inventor | Abrahma Mendelson |
| Art Unit | 2186 |
| Examiner Name | Hong Chong Kim |
| Attorney Docket Number | 42390P10140 |

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR § 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 C.F.R. § 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).
 - a. ☒ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
 - i. ☒ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on March 25, 2005
(Any unentered amendment(s) referred to above will be entered).
 - ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
 - iii. ☐ Other _____
 - b. ☐ Enclosed
 - i. ☐ Amendment/Reply
 - ii. ☐ Affidavit(s)/Declaration(s)
 - iii. ☐ Information Disclosure Statement (IDS)
 - iv. ☐ Other _____
2. **Miscellaneous**
 - a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(l) required)
 - b. ☐ Other _____
3. **Fees** The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.
 - a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 02-2666.
 - i. ☒ RCE fee required under 37 C.F.R. § 1.17(e) and any additional claims fee(s)
 - ii. ☐ Extension of time fee (37 C.F.R. § 1.136 and 1.17)
 - iii. ☐ Other: (\$00)
 - b. ☐ Check in the amount of \$790.00 enclosed
 - c. ☐ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.


SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

| | | | |
|-------------------|---|-----------------------------------|--------------|
| Name (Print/Type) | Thinh V. Nguyen | Registration No. (Attorney/Agent) | 42,034 |
| Signature |  | Date | May 13, 2005 |

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being transmitted via facsimile on the date shown below to the United States Patent and Trademark Office.

May 13, 2005

| | | | |
|-------------------|---|------|--------------|
| Name (Print/Type) | Tu T. Nguyen | Date | May 13, 2005 |
| Signature |  | | |

Based on PTO/SB/80 (09-03) as modified by Blakely, Sokoloff, Taylor & Zisman (wtr) 02/10/2004.
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05/16/2005 SDIRETAR 00000024 022666 09764810

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PAGE 2/4 * RCVD AT 5/13/2005 1:40:15 PM [Eastern Daylight Time] * SVR:USPTO-EFXXF-1/1 * DNIS:8729306 * CSID:7145573347 * DURATION (mm-ss):01:44

BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP

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LOS ANGELES, CA 90025

FACSIMILE: (714) 557-3347

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CENTRAL FAX CENTER**FACSIMILE COVER SHEET****MAY 13 2005**

Deliver to: Hong Chong Kim, USPTO Art Group: 2186
 Facsimile No.: 703-872-9306 Date: May 13, 2005
 From: Thinh V. Nguyen, Reg. No. 42,034
 Our Docket No.: 42390P10140 Number of pages 4 including this sheet.
 Application No.: 09/764,810 Filing Date: 1/16/2001
 Docket Due Date(s): 5/17/2005

Enclosed are the following documents:

| | |
|--|---|
| <input type="checkbox"/> Amendment: _____ (____ pgs) | <input type="checkbox"/> Issue Fee Transmittal |
| <input type="checkbox"/> Appeal Brief (____ pgs) | <input type="checkbox"/> Notice of Appeal |
| <input type="checkbox"/> Application: _____ (____ pgs) w/cover & abstract) | <input type="checkbox"/> Petition for: _____ |
| <input type="checkbox"/> Assignment & Cover Sheet (____ pgs) | <input checked="" type="checkbox"/> Request for Continued Examination (RCE) |
| <input checked="" type="checkbox"/> Certificate of Facsimile | <input type="checkbox"/> Reply Brief (____ pgs) |
| <input type="checkbox"/> Continued Prosecution Application (CPA) | <input type="checkbox"/> Request & Certification Under 35 USC 122(b)(2)(B)(i) |
| <input type="checkbox"/> Declaration & POA (____ pgs) | <input type="checkbox"/> Request to Rescind Previous Nonpublication Request |
| <input type="checkbox"/> Drawings: ____ sheets, ____ figures | <input type="checkbox"/> Response to Notice of Missing Parts & Formalities Letter |
| <input type="checkbox"/> Extension of Time: _____ | <input type="checkbox"/> Response to Written Opinion (____ pgs) |
| <input checked="" type="checkbox"/> Fee Transmittal (in duplicate) | <input type="checkbox"/> Terminal Disclaimer |
| <input type="checkbox"/> IDS & PTO/S&O8 (____ pgs) | <input type="checkbox"/> Transmittal of Publication Fee Due |
| <input type="checkbox"/> Other _____ | <input type="checkbox"/> Transmittal Letter |

CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8A)

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Tu T. Nguyen5/13/2005

Date

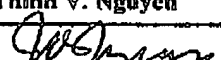
Confidentiality Note: The documents accompanying this facsimile transmission contain information from the law firm of Blakely, Sokoloff, Taylor & Zafman which is confidential or privileged. The information is intended to be for the use of the individual or entity named on this transmission sheet. If you are not the intended recipient, be aware that any disclosure, copying, distribution or use of the contents of this faxed information is prohibited. If you have received this facsimile in error, please notify us by telephone immediately so that we can arrange for the retrieval of the original documents at no cost to you.

If you do not receive all the pages, or if there is any difficulty in receiving, please call: (714) 557-3800 and ask for Tu T. Nguyen.

| | | | |
|---|--|--------------------------|-------------------|
| FEE TRANSMITTAL for FY 2005 <small>Patent fees are subject to annual revision</small> | | <i>Complete if Known</i> | |
| | | Application Number | 09/764,810 |
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. | | Filing Date | January 16, 2001 |
| | | First Named Inventor | Abrahma Mendelson |
| | | Examiner Name | Hong Chong Kim |
| | | Art Unit | 2186 |
| TOTAL AMOUNT OF PAYMENT | | (\$) | 790.00 |
| | | Attorney Docket No. | 42390p10140 |

| | |
|---|--|
| METHOD OF PAYMENT (check all that apply) | |
| <input type="checkbox"/> Check <input type="checkbox"/> Credit card <input type="checkbox"/> Money Order <input type="checkbox"/> None <input type="checkbox"/> Other (please identify): _____ | |
| <input checked="" type="checkbox"/> Deposit Account Deposit Account Number: <u>02-2666</u> Deposit Account Name: <u>Blakely, Sokoloff, Taylor & Zafman LLP</u> | |
| For the above-identified deposit account, the Director is hereby authorized to: (check all that apply) | |
| <input checked="" type="checkbox"/> Charge fee(s) indicated below <input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee | |
| <input checked="" type="checkbox"/> Charge any additional fee(s) or underpayment of fee(s) under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20. <input checked="" type="checkbox"/> Credit any overpayments | |

| FEE CALCULATION | | | | | |
|--|----------|--------------|----------|--|--------------------|
| Large Entity | | Small Entity | | Fee Description | Fee Paid |
| Fee Code | Fee (\$) | Fee Code | Fee (\$) | | |
| 1051 | 130 | 2051 | 65 | Surcharge - late filing fee or oath | |
| 1052 | 50 | 2052 | 25 | Surcharge - late provisional filing fee or cover sheet. | |
| 2053 | 130 | 2053 | 130 | Non-English specification | |
| 1251 | 120 | 2251 | 60 | Extension for reply within first month | |
| 1252 | 450 | 2252 | 225 | Extension for reply within second month | |
| 1253 | 1,020 | 2253 | 510 | Extension for reply within third month | |
| 1254 | 1,590 | 2254 | 795 | Extension for reply within fourth month | |
| 1255 | 2,160 | 2255 | 1,080 | Extension for reply within fifth month | |
| 1401 | 500 | 2401 | 250 | Notice of Appeal | |
| 1402 | 500 | 2402 | 250 | Filing a brief in support of an appeal | |
| 1403 | 1,000 | 2403 | 500 | Request for oral hearing | |
| 1451 | 1,510 | 2451 | 1,510 | Petition to institute a public use proceeding | |
| 1460 | 130 | 2460 | 130 | Petitions to the Commissioner | |
| 1807 | 50 | 1807 | 50 | Processing fee under 37 CFR 1.17(q) | |
| 1806 | 180 | 1806 | 180 | Submission of Information Disclosure Stmt | |
| 1809 | 790 | 1809 | 395 | Filing a submission after final rejection (37 CFR § 1.129(a)) | |
| 1810 | 790 | 2810 | 395 | For each additional invention to be examined (37 CFR § 1.129(b)) | |
| Other fee (specify) <u>Request for Continued Examination Fee</u> | | | | | 790.00 |
| SUBTOTAL (2) | | | | | (\$) 790.00 |

| | | | |
|---------------------|---|-----------------------------------|----------------|
| SUBMITTED BY | | <i>Complete (if applicable)</i> | |
| Name (Print/Type) | Thinh V. Nguyen | Registration No. (Attorney/Agent) | 42,034 |
| Signature |  | Telephone | (714) 557-3800 |
| | | Date | 05/13/05 |

Based on PTO/5B/17 (12-04) as modified by Blakely, Sokoloff, Taylor & Zafman (w/1) 12/16/2004.
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